



Application No. 09/829,936

80375.0037

Atty Docket No. ST98033

Sectra
\$

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of:)
Emmanuel CONSEILLER *et al.*)
Application No: 09/829,936) Group Art Unit: 1646
Filed: April 11, 2001) Examiner: To be assigned
For: POLYPEPTIDE (MBP1) CAPABLE OF INTERACTING WITH ONCOGENIC
MUTANTS OF THE P53 PROTEIN

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 200231

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application mailed June 1, 2001, applicants are submitting herewith the executed Declaration and surcharge for the late filing of the oath or declaration in compliance with 37 C.F.R. § 1.16(e).

The fees are calculated as follows:

Surcharge under 37 C.F.R. § 1.16(e) \$ 130.00

A check is attached to cover the fee of \$130.00 believed due. However, in the event any variance exists between the amount attached and the amount due, the Commissioner is hereby authorized to charge or credit any difference to the undersigned's Deposit Account No. 50-1129.

Respectfully submitted,

WILEY REIN & FIELDING LLP

Date: August 1, 2001

Wiley Rein & Fielding LLP
1776 K Street, N.W.
Washington, D.C. 20006
202.719.7000 (Telephone)
202.719.7049 (Facsimile)

By: 

David J. Kulik
Registration No. 36,576



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/829,936	04/11/2001	Emmanuel Conseiller	ST98033

CONFIRMATION NO. 7710

26118

BROBECK, PHLEGER & HARRISON, LLP
ATTN: INTELLECTUAL PROPERTY DEPARTMENT
1333 H STREET, N.W. SUITE 800
WASHINGTON, DC 20005

FORMALITIES LETTER



OC00000006137801

Date Mailed: 06/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

130.00 DP

01 FC:105

08/03/2001 AZERGAW1 00000046 09829936

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE